

Message Text

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PAGE 01 STATE 079196
ORIGIN OPIC-06

INFO OCT-01 EA-09 ISO-00 EB-08 L-03 /027 R

DRAFTED BY OPIC/GC:CHUNT
APPROVED BY EB/IFD/OIA:RDKAUZLARICH
OPIC/IF:FJOHNSTON
OPIC/P:EBURTON
EB/IFD/OIA: DHSTEBBING
L/EB:PTRIMBLE
EA/ANP:TWADJA (SUBS)
-----081922Z 129678 /47
O 081854Z APR 77
FM SECSTATE WASHDC
TO AMEMBASSY PORT MORESBY IMMEDIATE

UNCLAS STATE 079196

FROM OPIC

E.O. 11652: N/A

TAGS: EINV

SUBJECT: OPIC AGREEMENT

REF; PM 0417

1. GPNG REQUEST TO ADD QUOTE AS QUALIFYING FOR COVERAGE
UNQUOTE TO THE CLAUSE 2 APPROVAL LANGUAGE IS ACCEPTABLE,
BUT NOT DESIRABLE. THE PURPOSE OF THE BROAD HOST-
GOVERNMENT APPROVAL LANGUAGE IS TO AVOID DUPLICATIVE
APPROVAL PROCEDURES AND TO PERMIT IMPLEMENTING ARRANGEMENTS
REGARDING APPROVAL PROCEDURES TO BE MADE LESS FORMALLY SO
THAT THEY CAN BE ADAPTED TO HOST-GOVERNMENT LEGAL AND
ORGANIZATIONAL CHANGES AFFECTING FOREIGN INVESTMENT.

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2. THE REQUESTED CHANGE DOESN'T NECESSARILY IMPLY THAT
A SEPARATE APPROVAL PROCEDURE MUST BE USED, BUT IT COULD BE
INTERPRETED AS HAMPERING CERTAIN "AUTOMATIC" APPROVAL PRO-
CEDURES THAT HAVE BEEN WORKED OUT WITH OTHER COUNTRIES.
FOR EXAMPLE, IN MANY COUNTRIES, A CONSTRUCTION OR SERVICE
CONTRACT BEING LET BY A HOST GOVERNMENT AGENCY IS DEEMED
AN APPROVED PROJECT OR ACTIVITY SO THAT PROSPECTIVE U.S.

CONTRACTORS CAN BE ASSURED OF OPIC COVERAGE AT THE TIME
THEY SUBMIT THEIR BIDS OR PROPOSALS. THIS BENEFITS BOTH
THE HOST GOVERNMENT AND THE CONTRACTOR BY MAKING IT UNNEC-

ESSAY TO INCLUDE IN THE PROCE AN ALLOWANCE FOR RISKS
COVERED BY OPIC.

3. FOR THESE REASONS, THE FLEXIBILITY OF THE BROADER
CLAUSE 2 LANGUAGE IS PREFERRED. IN ANY IMPLEMENTING
ARRANGEMENTS, OPIC AND THE USG WOULD, OF COURSE, ACCOMMO-
DATE TO THE WISHES OF THE GPNG.
VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
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Current Classification: UNCLASSIFIED
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Control Number: n/a
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Sent Date: 08-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: CHUNT
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Expiration:
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Format: TEL
From: STATE
Handling Restrictions: n/a
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ISecure: 1
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Litigation Codes:
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Review Exemptions: n/a
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Review Release Date: n/a
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Review Withdrawn Fields: n/a
SAS ID: 2854566
Secure: OPEN
Status: NATIVE
Subject: OPIC AGREEMENT
TAGS: EINV, PP, OPIC
To: PORT MORESBY
Type: TE
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